

23.09.2022
Serial no. 08
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 4534 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Shyampur** Police Station Case No. **383** of **2022** dated **29.08.2022** under Sections **376/417** of the Indian Penal Code.

-And-

In the matter of : **Ramprasad Halder**

... .. Petitioner

Mr. Santanu Maji,
Mr. Abhishek Hazra,
Mr. Rabi Prasad Shaw,
Ms. Sneha Das, Advocates
... .. *For the Petitioner*

Mr. Sudip Kumar, Advocate
... ..*For the State*

Leave is granted to the learned advocate-on-record of the petitioner to correct the cause title of the petition.

The victim in her statement recorded under Section 164 of the Criminal Procedure Code acknowledges that there was a long standing relationship between her and the petitioner.

The victim is apparently married to a different person.

Both the victim and the petitioner are adult.

In such circumstances, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall report before the

Investigating Officer as and when called for till the conclusion of the investigation and on further condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 4534 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)